



Practitioner's Docket No.

.844

08-01-01

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: Morris

Group No.: 3736

Serial No.: 09/823,903

Examiner: Not assigned

Filed: 03/31/2001

For: Tissue Biopsy, Monitoring and Treatment Apparatus and Method

Commissioner for Patents
Washington, D.C. 20231

COMPLETION OF FILING REQUIREMENTS
—NONPROVISIONAL APPLICATION

- I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed 05/31/01. A copy of the Notice to File Missing Parts of Application—Filing Date Granted (Form PTO-1533) is enclosed.

DECLARATION OR OATH

- II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

SMALL ENTITY STATUS

- III. Applicant claims small entity status. See 37 C.F.R. §1.27.

COMPLETION FEES

- | | |
|--|------------|
| 1. Filing Fee: Original patent application (37 C.F.R. 1.16(a)) | \$ 355.00 |
| 2. Fee for Claims: Each claim in excess of 20 (37 C.F.R. 1.16(c)) | \$ 558.00 |
| 3. Fee for Claims: Each independent claim in excess of 3 (37 C.F.R. 1.16(b)) | \$ 320.00 |
| 4. Surcharge Fee: Late payment of filing fee (37 C.F.R. 1.16(e)) | \$ 65.00 |
| 5. Total completion fees | \$1,298.00 |

DRAWINGS

- IV. Applicant hereby supplies substitute drawings (40 sheets) per 37 C.F.R. 1.84.

ABSTRACT

- V. Applicant hereby includes an Abstract per 37 C.F.R. 1.72.

TOTAL FEE DUE

- VI. The total fee due is: Completion fees \$ 1,298.00; Extension of Time Fees \$ 0; Corrected Filing Receipt Fees \$ 0

TOTAL FEE DUE \$ 1,298.00

PAYMENT OF FEES

- VIII. Charge account No. 50-1865 (13724-844) in the amount of \$1,298.00.
Please charge Account No. 50-1865(13724-844) for any fees that may be due by this paper.

Joel Harris, Reg. No. 44,743

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: Commissioner for Patents, Washington, D.C., 20231 on this date: July 31, 2001
Express Mail Label EL663811514US Typed or printed name: Elizabeth A. Schneider

Signature

Date July 31, 2001

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number

09/823,903

Filing Date

03/30/2001

First Named Inventor

Daniel Balbierz

Group/Art Unit

3736

Examiner Name

N/A

Total Number of Pages in This Submission

17

Attorney Docket Number

13724-844

ENCLOSURES (check all that apply)☐ Fee Transmittal Form☐ Fee Attached☒ Amendment / Response☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/ Incomplete Application☐ Response to Missing Parts under 37 CFR 1.52 or 1.53☐ Assignment Papers (for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition Routing Slip (PTO/SB/69) and Accompanying Petition☐ Petition to Convert to a Provisional Application☐ Power of Attorney, Revocation Change of Correspondence Address☐ Terminal Disclaimer☐ Small Entity Statement☐ Request for Refund☐ After Allowance Communication to Group☐ Appeal Communication to Board of Appeals and Interferences☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter

Additional Enclosure(s) (please identify below):

Remarks

SIGNATURE OF APPLICANT, ATTORNEY OR AGENTFirm
or
Individual name

Joel M. Harris, Reg. No. 44, 743, RITA Medical Systems, Inc

Signature

Date

08/21/2001

Customer Number:

CERTIFICATE OF EXPRESS MAILING

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Express Mail Label EL663811580US

Typed or printed name

Elizabeth A. Schneider

Signature

Date

08/21/2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the



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6/4/01

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
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WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/823,903	03/30/2001	Daniel J Balbierz	13724-844

CONFIRMATION NO. 7575

FORMALITIES LETTER



OC00000006134131

Joel Harris
967 North Shoreline Boulevard
Mountain View, CA 94043

Date Mailed: 05/31/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/03/2001 EABUBAK1 00000042 501865 09823903

FILED UNDER 37 CFR 1.53(b)

01 FC:201 355.00 CH
02 FC:202 320.00 CH
03 FC:203 558.00 CH
04 FC:205 65.00 CH

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$878
 - \$558 for 62 total claims over 20.
 - \$320 for 8 independent claims over 3.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1298.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm (1 inch), a left side margin of at least 2.5 cm (1 inch), a right side margin of at least 1.5 cm (5/8 inch), and a bottom margin of at least 1.0 cm (3/8 inch);

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE